

NOV. 29. 2007 2:58PM 5106630920

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NO. 176 P. 1

NOV 29 2007

/

FACSIMILE COVER SHEET

November 29, 2007

Receiver: Central Fax Number/Examiner Pardo, Thuy, N.
USPTO

TEL #:

FAX #: 571-273-8300

Sender: Mary Terry, Patent Secretary for Dean E. Wolf

Our Ref. No.: KABAP002

Your Ref: 09/943,524

Re: Petition for Correction of Patent Term Adjustment

Pages Including Cover Sheet(s): 10

FAX CONTENTS:

Fax Cover Sheet – 1 page

Petition – 2 Pages

Attachments – 7 pages

MESSAGE:

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NO. 176 P. 2

NOV 29 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Henkin et al.

Attorney Docket No.: KABAP002

Application No.: 09/943,524

Examiner: Pardo, Thuy N.

Filed: August 29, 2001

Group: 2165

Title: DYNAMIC DOCUMENT CONTEXT
MARK-UP TECHNIQUE IMPLEMENTED OVER
A COMPUTER NETWORK

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted by facsimile to fax number 571-273-8300 to the U.S. Patent and Trademark Office on November 29, 2007.

Signed:


Mary Terry

**PETITION FOR CORRECTION OF PATENT TERM ADJUSTMENT
BASED ON USPTO ERROR**

Commissioner of Patent
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby petition the Commissioner to correct the Patent Term Adjustment (PTA) amount calculated for the above-identified application. More specifically, Applicants request that 49 days be added to the currently granted amount of 731 days, resulting in a new PTA amount of 780 days.

An erroneous penalty of 49 days was apparently attributed to Applicants' allegedly late submission of a "complete" set drawings. However, as the evidence presented below shows, the penalty was improper, as the file and drawings were whole at the time of submission of the originally filed formal drawings.

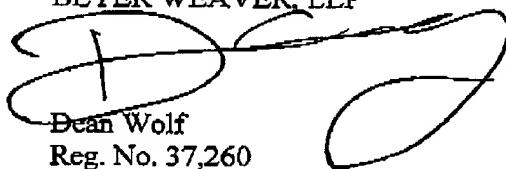
More specifically, Applicants received a Notice to File Corrected Application Papers dated August 21, 2007. The USPTO erroneously alleged therein that drawing 42 of 45 formal drawings was missing. However, Figure 42 had been submitted on December 11, 2001. Applicants filed in reply a Response to Notice to File Corrected Application on August 29, 2007. In the Response Applicants pointed out the error, and submitted evidence showing that a complete set of 45 pages of formal drawings was filed on December 11, 2001. The evidence also included a copy of a return stamped postcard indicating the receipt at the USPTO of 45 pages of drawings on January 7, 2002, and further included a cover sheet and a copy of drawing formal drawing page 42.

Apparently the USPTO did not consider the evidence presented in the Response to Notice to File Corrected Application filed August 29, 2007. The USPTO penalized Applicants 49 days, based on the erroneous understanding that a complete set of formal drawings was submitted only

KABAP002
Petition for Correction of Patent Term Adjustment
Page 1 of 2

by August 29, 2007. Attached are courtesy copies of what was previously submitted, as well as a copy of the most recent PTA calculation from PAIR for the above-identified application.

Respectfully submitted,
BEYER WEAVER, LLP


Dean Wolf
Reg. No. 37,260

Beyer Weaver, LLP
P.O. Box 70250
Oakland, CA 94612-0250
Telephone: (510) 663-1100

Enclosures

KABAP002
Petition for Correction of Patent Term Adjustment
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NOV 29 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Henkin et al.

Attorney Docket No.: KABAP002

Application No.: 09/943,524

Examiner: Pardo, Thuy N.

Filed: August 29, 2001

Group: 2165

Title: DYNAMIC DOCUMENT CONTEXT
MARK-UP TECHNIQUE IMPLEMENTED OVER
A COMPUTER NETWORK

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on August 29, 2007.

Signed: _____
Mary Terry
Mary Terry

**RESPONSE TO NOTICE TO FILE
CORRECTED APPLICATION PAPERS**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant(s) hereby submit(s) Figure 42 of 45 Formal Drawings for the above-identified application in response to the Notice to File Corrected Application Papers dated August 21, 2007. A complete set of the formal drawings were submitted by regular mail on December 11, 2001. Attached are copies of: (1) the return stamped postcard (showing receipt of 45 pages of drawings); (2) Figure 42 (as submitted on December 11, 2001); and (3) coversheet (as mailed on December 11, 2001). If there are any questions concerning these drawings, please contact the undersigned.

Applicant(s) believe that no Extension of Time is required for this submission; however, if it is determined that an extension is required, Applicant(s) hereby petition that such an extension be granted under 37 CFR 1.136 and authorize the Commissioner to charge the required fees to Deposit Account No. 500388 (Order No. KABAP002).

Respectfully submitted,
BEYER WEAVER LLP
/Dean E. Wolf

P.O. Box 70250
Oakland, CA 94612-0250

Dean E. Wolf
Registration No. 37,260

NOV. 29. 2007 2:59PM

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NO. 176 P. 5

Decket #	KABA 002	By:	NO CERK	Date of this mailing:	December 11, 2001
Appl'n #	09/943,524	Filing Date:	AUG 28 2001	Express Mail #	MA
Inv(s)	Assaf Hepkin et al				
Title:	DYNAMIC DOCUMENT CONTENT MARK UP TECHNIQUE IMPLEMENTATION IN A COMPUTER NETWORK				

The following have been received in the U.S. Patent Office on the date stamped hereon:

Item	Description
1.	Response to Notice to File Missing receipt w/ cert of mailing With Request for Extension of Time.
2.	Declaration and Power of Attorney - executed
3.	PTO Form 1533, part 2
4.	Substitute Drawings under 37 CFR §1.84
5.	Formal Drawings
6.	Check #5085 for \$120.00
7.	
8.	

Exhibit A

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NOV 29 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Henkin et al.

Application No.: 09/943,524

Filed: August 29, 2001

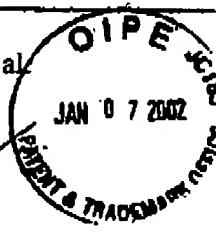
Attorney Docket No.: KABAP002

Examiner: Not Assigned

Group: 2161

COPY OF PAPERS
ORIGINALLY FILED

Title: DYNAMIC DOCUMENT CONTEXT
MARK-UP TECHNIQUE IMPLEMENTED OVER
A COMPUTER NETWORK



CERTIFICATE OF MAILING
I hereby certify that this correspondence is being deposited with the
United States Postal Service as First Class Mail to: Commissioner for
Patents, Washington, DC 20231 on December 11, 2001.

Signed:

Joyce L. Ferreira

RESPONSE TO NOTICE TO FILE MISSING PARTS

Commissioner for Patents
Box Missing Parts
Washington, DC 20231

Sir:

Enclosed herewith is the original, executed Declaration and Power of Attorney for Patent Application, in response to the Notice to File Missing Parts of Application--Filing Date Granted mailed October 4, 2001. Please file this document in the subject application.

SUBSTITUTE DRAWINGS UNDER 37 CFR §1.84

In response to the objections raised in Notice to File Missing Parts of Nonprovisional Application dated October 4, 2001, enclosed are the corrected formal drawings for the above-identified patent application. If the Draftsman has any question concerning the corrected drawings, he or she is respectfully requested to contact the undersigned.

Applicants hereby request a one month(s) extension of time in which to respond to Notice to File Missing Parts of Application--Filing Date Granted mailed October 4, 2001. Enclosed is our Check No. 5085 for \$120.00 in payment of the surcharge, and one-month(s) extension fee for a small Entity. The Commissioner is authorized to charge any fees that may be due to our Deposit Account No. 500388 (Order No. KABAP002).

Respectfully submitted,

BEYER WEAVER & THOMAS, LLP

Michael L. Louie

Michael L. Louie
Registration No. 36,988

P.O. Box 778
Berkeley, CA 94704-0778
(510) 843-6200

SESSEL 00000000 09543581
#5

Exhibit B

42/45

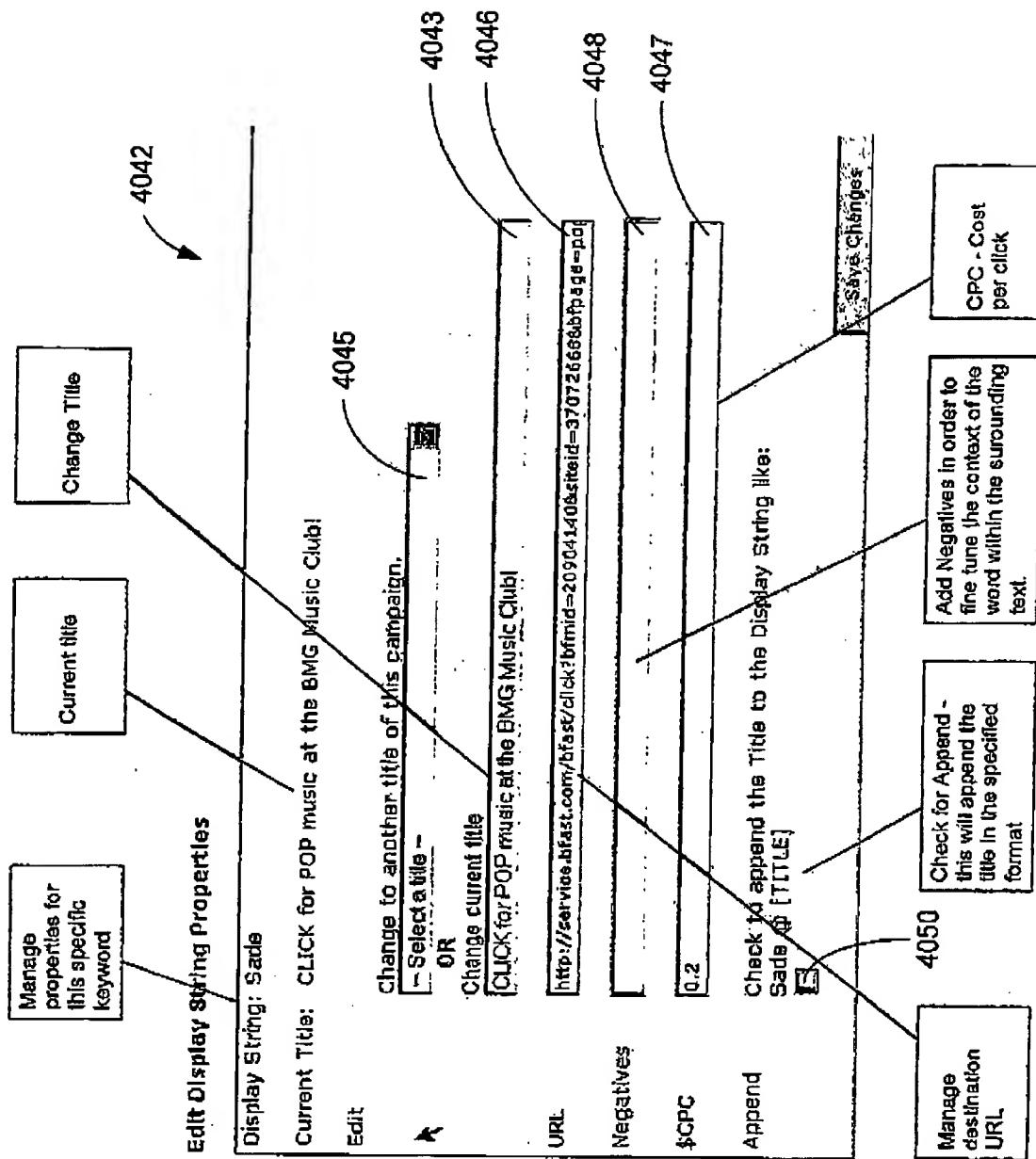


Fig. 25G

09/943,524 DYNAMIC DOCUMENT CONTEXT MARK-UP TECHNIQUE IMPLEMENTED OVER A COMPUTER NETWORK 11-29-2007::12:49:05

Patent Term Adjustments

Patent Term Adjustment (PTA) for Application Number: 09/943,524

Filing or 371(c) Date:	08-29-2001	USPTO Delay (PTO) Delay (days):	879
Issue Date of Patent:	10-16-2007	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay (APPL) Delay (days):	148
Post-Issue Petitions (days):	+0	Total PTA (days):	731
USPTO Adjustment(days):	+0	Explanation Of Calculations	

Patent Term Adjustment History

Date	Contents Description	PTO(Days)	APPL(Days)
09-26-2007	PTA 36 Months		
10-16-2007	Patent Issue Date Used in PTA Calculation		
09-07-2007	Dispatch to FDC		
08-29-2007	Workflow - Drawings Finished	49	
08-06-2007	TC Return to Pubs		↑
08-21-2007	Mail Miscellaneous Communication to Applicant		↑
08-20-2007	Miscellaneous Communication to Applicant - No Action Count		
08-02-2007	Supplemental Papers - Oath or Declaration	20	
08-07-2007	Application Is Considered Ready for Issue		
08-02-2007	Issue Fee Payment Verified		
08-02-2007	Issue Fee Payment Received		
07-25-2007	Mail Notice of Allowance	215	
07-23-2007	Document Verification		↑
07-23-2007	Notice of Allowance Data Verification Completed		↑
06-28-2007	Information Disclosure Statement (IDS) Filed		↑
06-28-2007	Information Disclosure Statement considered		↑
06-28-2007	Information Disclosure Statement (IDS) Filed		↑
03-01-2007	Miscellaneous Incoming Letter		↑
10-17-2006	Date Forwarded to Examiner		↑
10-12-2006	Supplemental Response		↑
10-13-2006	Mail Examiner Interview Summary (PTOL - 413)		↑
10-11-2006	Examiner Interview Summary Record (PTOL - 413)		↑
08-28-2006	Date Forwarded to Examiner		↑
08-28-2006	Date Forwarded to Examiner		↑
08-22-2006	Request for Continued Examination (RCE)	20	
08-28-2006	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)		↑
08-22-2006	Request for Extension of Time - Granted		↑
08-22-2006	Workflow - Request for RCE - Begin		↑
05-02-2006	Mail Final Rejection (PTOL - 326)		↑
05-02-2006	Case Docketed to Examiner in GAU		↑

04-29-2006	Final Rejection
02-23-2006	Date Forwarded to Examiner
02-14-2006	Response after Non-Final Action
02-02-2006	Mail Examiner Interview Summary (PTOL - 413)
01-27-2006	Examiner Interview Summary Record (PTOL - 413)
11-21-2005	Mail Non-Final Rejection
11-14-2005	Non-Final Rejection
08-10-2005	Information Disclosure Statement considered
08-10-2005	Reference capture on IDS
08-10-2005	Information Disclosure Statement (IDS) Filed
08-10-2005	Information Disclosure Statement (IDS) Filed
08-20-2005	Date Forwarded to Examiner
08-10-2005	Request for Continued Examination (RCE)
08-20-2005	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)
08-10-2005	Workflow - Request for RCE - Begin
07-07-2005	Mail Examiner Interview Summary (PTOL - 413)
06-28-2005	Examiner Interview Summary Record (PTOL - 413)
05-13-2005	Mail Final Rejection (PTOL - 326)
05-11-2005	Final Rejection
03-02-2005	IFW TSS Processing by Tech Center Complete
03-02-2005	Date Forwarded to Examiner
01-18-2005	Response after Non-Final Action
01-18-2005	Request for Extension of Time - Granted
01-18-2005	Workflow incoming amendment IFW
01-19-2005	Mail Examiner Interview Summary (PTOL - 413)
01-11-2005	Examiner Interview Summary Record (PTOL - 413)
10-06-2004	Case Docketed to Examiner in GAU
08-23-2004	Mail Non-Final Rejection
08-23-2004	Non-Final Rejection
05-03-2004	Miscellaneous Incoming Letter
03-25-2004	Case Docketed to Examiner in GAU
02-11-2004	Case Docketed to Examiner in GAU
02-09-2004	Transfer Inquiry to GAU
01-13-2004	Transfer Inquiry to GAU
07-29-2003	Case Docketed to Examiner in GAU
06-30-2002	Case Docketed to Examiner in GAU
03-11-2002	Application Dispatched from OIPE
03-08-2002	Application Is Now Complete
01-07-2002	Additional Application Filing Fees
01-07-2002	A statement by one or more inventors satisfying the requirement under 35 USC 115, Oath of the Applic

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10-04-2001 Notice Mailed--Application Incomplete--Filing Date Assigned
10-04-2001 Correspondence Address Change
09-07-2001 IFW Scan & PACR Auto Security Review
08-29-2001 Initial Exam Team nn

[Close Window](#)